

2008 OCT 28 PM 4:10
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jerrell Hein

Title: RECONFIGURABLE TERMINAL

Application No.: 10/675,529

Filed: September 30, 2003

Examiner: Richard B. Franklin

Group Art Unit: 2181

Atty. Docket No.: 026-0036

Confirmation No.: 6093

October 27, 2008

Mail Stop 16
Office of Finance, Refund Section
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND UNDER 37 C.F.R. § 1.26

Pursuant to 37 C.F.R. § 1.26, Applicant hereby requests a refund of an overpayment of fees.

On September 28, 2007, a Notice of Appeal was filed by U.S. mail with an attached credit card payment of \$500, which was received by the USPTO on October 1, 2007 and \$500 charged to the credit card on October 2, 2007.

On July 30, 2008, Applicant filed a second Notice of Appeal. The PTO charged Deposit Account 50-0631 in the amount of \$510.00.

According to the MPEP § 1204.01, any previously paid appeal fees set forth in C.F.R. § 41.20 for filing a notice of appeal will be applied to the new appeal on the same application as long as a final Board decision has not been made on the prior appeal. This is the case in the present application as prosecution was reopened with a Final Office Action mailed June 3, 2008.

Applicant, therefore, respectfully requests that Deposit Account no. 50-0631 be credited the difference between the amount actually charged by the PTO (\$510) and the amount properly due (\$10), thereby refunding the difference (\$500) as soon as possible.

PATENT

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that, on the date shown below, this correspondence is being

- ☐ deposited with the US Postal Service with sufficient postage as first class mail in an envelope addressed as shown above.
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Nicole Teitler Cave 10/27/00
Nicole Teitler Cave Date

EXPRESS MAIL LABEL: _____

Respectfully submitted,

Nicole Teitler Cave

Nicole Teitler Cave, Reg. No. 54,021

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jerrell Hein
 Title: RECONFIGURABLE TERMINAL
 Application No.: 10/675,529 Filed: September 30, 2003
 Examiner: Richard B. Franklin Group Art Unit: 2181
 Atty. Docket No.: 026-0036 Confirmation No.: 6093

July 30, 2008

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF
 PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

On September 28, 2007, Applicant filed a Notice of Appeal, for which payment was made in the amount of \$500.00. According to the MPEP § 1204.01, any previously paid appeal fees set forth in C.F.R. § 41.20 for filing a notice of appeal will be applied to the new appeal on the same application as long as a final Board decision has not been made on the prior appeal. This is the case in the present application as prosecution was reopened pursuant to a final Office action mailed on June 3, 2008.

The remainder of the fee due for this Notice of Appeal under 37 C.F.R. § 41.20(b)(1) (\$10.00) is being paid as directed in an electronic submission of this paper. However, the Commissioner is hereby authorized to charge any deficiency in fees required by this paper and any additional fees under 37 C.F.R. §§ 1.16, 1.17 or 41.20(b) which may be required during the pendency of this application, and to similarly credit any overpayment, to Deposit Account 50-0631.

Adjustment date: 10/29/2008 SDIRETA1
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10/29/2008 SDIRETA1 00000005 500631 10675529
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notice of appeal previously paid.doc

Application No.: 10/675,529

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Nicole Teitler Cave
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7/30/08
Date

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Respectfully submitted,

Nicole Teitler Cave

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